

**Sterne Kessler  
Goldstein Fox**  
ATTORNEYS AT LAW



Robert Greene Sterne  
Edward J. Kessler  
Jorge A. Goldstein  
David K.S. Cornwell  
Robert W. Esmond  
Tracy-Gene G. Durkin  
Michele A. Cimbala  
Michael B. Ray  
Robert E. Sokohl  
Eric K. Steffe  
Michael Q. Lee  
Steven R. Ludwig  
John M. Covert  
Linda E. Alcorn  
Robert C. Millonig  
Donald J. Featherstone  
Timothy J. Shea, Jr.  
Michael V. Messinger  
Judith U. Kim

Patrick E. Garrett  
Jeffrey T. Helvey  
Heidi L. Kraus  
Eldora L. Ellison  
Thomas C. Fiala  
Albert L. Ferro  
Donald R. Banowitz  
Peter A. Jackman  
Jeffrey S. Weaver  
Kendrick P. Patterson  
Vincent L. Capuano  
Brian J. Del Buono  
Virgil Lee Beaton  
Theodore A. Wood  
Elizabeth J. Haanes  
Joseph S. Ostroff  
Frank R. Cottingham  
Rae Lynn P. Guest  
George S. Bardmesser

Daniel A. Klein  
Jason D. Eisenberg  
Michael D. Specht  
Andrea J. Kamage  
Tracy L. Muller  
Jon E. Wright  
LuAnne M. DeSantis  
Ann E. Summerfield  
Aric W. Ledford  
Helene C. Carlson  
Cynthia M. Bouchez  
Timothy A. Doyle  
Gaby L. Longworth  
Lori A. Gordon  
Nicole D. Dretar  
Ted J. Ebersole  
Laura A. Vogel  
Michael J. Mancuso  
Bryan S. Wade

Aaron L. Schwartz  
Michael G. Penn  
Shannon A. Carroll  
Wesley W. Jones  
Matthew E. Kelley  
Nicole R. Kramer  
Michelle K. Holoubek  
Marsha A. Rose

**Registered Patent Agents\***  
Karen R. Markowicz  
Nancy J. Leith  
Matthew J. Dowd  
Katrina Yujian Pei Quach  
Bryan L. Skelton  
Robert A. Schwartzman  
Teresa A. Colella  
Victoria S. Rutherford

Simon J. Elliott  
Julie A. Heider  
Mita Mukhgrjee  
Scott M. Woodhouse  
Christopher J. Walsh  
Liliana Di Nola-Baron  
Peter A. Socarras  
Jeffrey Mills

**Of Counsel**  
Kenneth C. Bass III  
Marvin C. Guthrie

\*Admitted only in Maryland  
\*Admitted only in Virginia  
\*Practice limited to  
Federal Agencies

August 4, 2005

**WRITER'S DIRECT NUMBER:**  
(202) 772-8773  
**INTERNET ADDRESS:**  
MDOWD@SKGF.COM

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

**Art Unit 1653**

Re: U.S. Utility Patent Application  
Application No. 09/767,080; Filed: January 22, 2001  
For: **Deoxo-Proline-Containing Tamandarin and Didemnins Analogs,  
Dehydro-Proline-Containing Tamandarin and Didemnins Analogs,  
and Methods of Making and Using Them**

Inventors: JOULLIÉ *et al.*  
Our Ref: 1694.0640001

Sir:

Transmitted herewith for appropriate action are the following documents:

1. PTO-2038 Credit Card Payment Form to cover:  
\$180.00 Second Supplemental Information Disclosure Statement fee;
2. Fourth Supplemental Information Disclosure Statement Filing Under 37 C.F.R. §  
1.97(d) and (e)(1) (3 pp.);
3. Forms PTO-SB/08a and SB/08b (2 pages) listing the cited documents;
4. Copies of six of the nine cited documents; and
5. Return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

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180.00 UP

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August 4, 2005  
Page 2

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Matthew J. Dowd  
Agent for Applicants  
Registration No. 47,534

JMC/MJD/bls  
Enclosures

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

JOULLIÉ *et al.*

Appl. No.: 09/767,080

Filed: January 22, 2001

For: **Deoxo-Proline-Containing  
Tamandarin and Didemnins Analogs,  
Dehydro-Proline-Containing  
Tamandarin and Didemnins Analogs,  
and Methods of Making and Using Them**

Confirmation No.: 5576

Art Unit: 1653

Examiner: Abdel A. Mohamed

Atty. Docket: 1694.0640001

**Fourth Supplemental Information Disclosure Statement  
Under 37 C.F.R. § 1.97(d) and (e)(1)**

*Mail Stop Amendment*

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

Listed on accompanying Form PTO/SB/08A and Form PTO/SB/08B are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98. Copies of documents **FP1-FP4**, **NPL1**, and **NPL2** are submitted. However, in accordance with 37 C.F.R. § 1.98(a)(2), copies of U.S. patents, documents **US1-US3**, cited on the attached PTO/SB/08A are not submitted.

In accordance with 37 C.F.R. § 1.98(a)(3), Applicants' undersigned representative submits the following discussion of the relevance of the non-English language document **FP1** cited on Form PTO/SB/08A:

Document **FP1**, ES2 102 322 A1, is in the Spanish language. An English language abstract of document **FP1** is attached as document **NPL1** on Form

PTO/SB/08B. Additionally, document **NPL2** is a published research article which is believed to be an English equivalent of part or all of the disclosure of document **FP1**.

Where the publication date of a listed document does not provide a month of publication, the year of publication of the listed document is sufficiently earlier than the effective U.S. filing date and any foreign priority date so that the month of publication is not in issue. Applicants have listed publication dates on the attached Form PTO/SB/08A and Form PTO/SB/08B based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith.

This Information Disclosure Statement is being filed after the mailing of the Notice of Allowance. In accordance with the requirements of 37 C.F.R. § 1.97(d) and (e)(1), I hereby state that each item of information contained in this Information Disclosure Statement (with the exception of documents NPL1 and NPL2) was first cited in a communication from a foreign patent office in a counterpart foreign application not

more than three months prior to the filing of this Information Disclosure Statement. Attached is our PTO-2038 Credit Card Payment Form in the amount of \$ 180.00 in payment of the fee under 37 C.F.R. § 1.17(p). Additionally, the fee set for in 37 C.F.R. § 1.17(p) is enclosed herewith.

It is respectfully requested that the Examiner initial and return copies of the enclosed Form PTO/SB/08A and Form PTO/SB/08B, and indicate in the official file wrapper of this patent application that the documents have been considered.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Matthew J. Dowd  
Agent for Applicants  
Registration No. 47,534

Date: August 4, 2005

1100 New York Avenue, N.W.  
Washington, D.C. 20005-3934  
(202) 371-2600

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<p>Substitute for <b>FIG. 1</b> TO</p> <p><b>FOURTH SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b></p> <p><i>(Use as many sheets as necessary)</i></p>				<b>Complete if Known</b>	
				Application Number	09/767,080
				Filing Date	January 22, 2001
				First Named Inventor	Madeleine M. Joullié
				Art Unit	1653
				Examiner Name	Mohamed, Abdel A.
				Attorney Docket Number	1694.0640001
Sheet	1	of	1		

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FOREIGN PATENT DOCUMENTS				
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)		
	FP1	ES2 102 322 A1	07/16/1997	Pharma Mar
	FP2	WO 98/17302 A1	04/30/1998	The Board of Trustees of the University of Illinois
	FP3	WO 98/17302 A1 (Corrected Version)	04/30/1998	The Board of Trustees of the University of Illinois
	FP4	WO 98/17275 A1	04/30/1998	The Board of Trustees of the University of Illinois

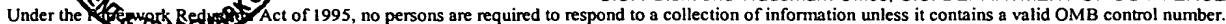
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Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. \* Applicant's unique citation designation number (optional). \* See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. \* Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). \* For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. \* Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. \* Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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